

REMARKS

Upon entry of the present election, Applicant will have elected without traverse the invention defined as Group I comprising claims 1-17 and also new claim 26.

In the restriction requirement, the Examiner set forth a requirement to restrict the claimed invention to one of two groups of distinct inventions under the provisions of 37 C.F.R. 1.121 and MPEP 806.05(f). The groups delineated by the Examiner are as follows:

Group I, claims 1-17, asserted to be drawn to an electronic fuse classified in class 337; and

Group II, claims 18-25, asserted to be drawn to a method of making the electronic fuse, classified in class 29, subclass 623.

The Examiner asserted that the inventions of Groups I and II were related as process of making and product made, and that the inventions are distinct from each other under M.P.E.P. § 806.05(f).

In response thereto, Applicant has elected without traverse the invention defined by the Examiner as Group I, claims 1-17 in the event that the Examiner chooses not to reconsider and withdraw the restriction requirement.

Furthermore, for the record, Applicant would like to point out to the Examiner that the instant application was inadvertently electronically filed twice. Once as the instant application US Serial No. 10/707,282 and once as US Serial No. 10/707,283.

Accordingly, Applicant requests that the Examiner obtain a copy of the prosecution of US Serial No. 10/707,282 in considering the merits of the instant application. If the

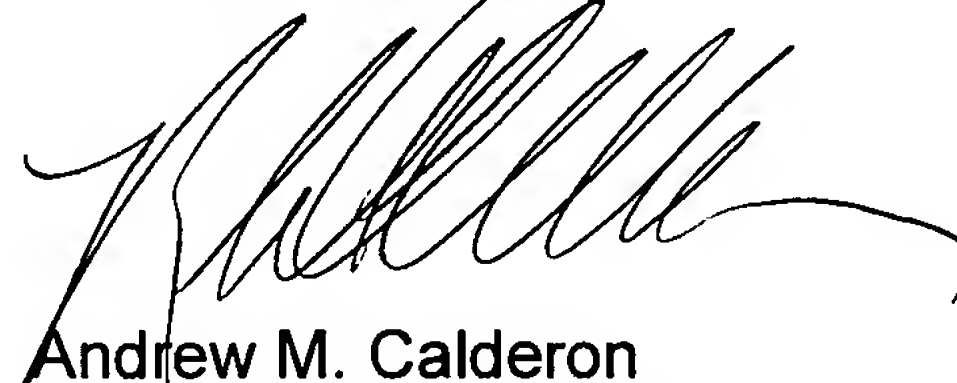
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Examiner is unable to obtain copies of this application or any document made of record therein, Applicant will provide such copies as are available. For example, Applicant is ready and willing to provide to the Examiner copies of the Office Actions issued in US Serial No. 10/707,282 as well as Applicant's Rule 1.111 response thereto. Applicant also amends the claims to comport with the Rule 1.111 Amendment filed in US Serial No. 10/707,282.

Since the Examiner in US Serial No. 10/707,282 applied documents US 6,486,527 to MacPHERSON et al. and US 6,249,037 to MANNING in prior art rejections, Applicant is concurrently filing a Supplemental IDS citing the same so that the Examiner can consider for himself these documents..

The Commissioner is hereby authorized to charge and fees necessary for the consideration of this paper to deposit account 09-0458.

Respectfully submitted,
S. T. VOLDMAN



Andrew M. Calderon
Reg. No. 38,093

Robert W. Mueller
Reg. No. 35,043

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GREENBLUM & BERNSTEIN, P.L.C.
1950 Roland Clarke Place
Reston, VA 20191
(703) 716-1191